

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

IN RE:	Bankruptcy No. 13-21362 CMB
William R. Kelley Debtor	Chapter 13
William R. Kelley Movant	Related to Document No. 145 & 148 & 150
vs.	Hearing Date & Time: 12/20/2017 @ 11:00 am
Ditech Financial LLC Respondent	

**CONSENT ORDER**

WHEREAS, Debtor's confirmed Amended Plan provides for Beneficial/HFC to receive \$0.00 in pre-petition arrears and to receive \$97.45 in monthly post-petition mortgage payments;

WHEREAS, the Amended Plan was confirmed on January 23, 2017;

WHEREAS, on March 9, 2015 the Chapter 13 Trustee filed a Notice of Funds on Reserve (hereinafter "the Notice") with regard to the regular monthly payments that were being paid to Beneficial. The Notice indicated that the Trustee received notice asking that future payments be sent to Green Tree Servicing (Ditech Financial LLC was formerly known as Green Tree Servicing LLC). The Notice advised that no further payment would be issued until a proof of assignment/notice of transfer was filed.;

WHEREAS, on November 1, 2017 Ditech Financial LLC ("Respondent") filed a Proof of Claim, No. 10. Respondent filed this Proof of Claim so that the Trustee would

release the funds being held in reserve and so that the Trustee would begin disbursing the post-petition mortgage payments of \$97.45 to Respondent;

WHEREAS, on November 17, 2017 Debtor filed an Objection to Proof of Claim No. 10; and

WHEREAS, the parties hereto, and their respective counsel, have agreed as to the disposition of the Motion and stipulate and agree as follows:

1. The parties agree that the confirmed Plan governs as to the treatment of Proof of Claim No. 10.
2. The parties agree that the funds being held on reserve per the Notice filed on March 15, 2015 (docket No. 84) shall be released to Respondent. The funds shall be sent to the payment address listed in Proof of Claim No. 10.
3. The parties agree that the Trustee shall disburse the monthly post-petition mortgage payments of \$97.45 to Respondent at the payment address listed in Proof of Claim No. 10.
4. The parties agree that a facsimile may be submitted to the Court as if it were an original.

STIPULATED AND AGREED TO BY:

/s/ Brian C. Thompson  
Brian C. Thompson, Esquire  
PA ID# 91197  
Thompson Law Group, P.C.  
125 Warrendale-Bayne Road, Suite 200  
Warrendale, PA 15086  
724-799-8404  
[bthompson@ThompsonAttorney.com](mailto:bthompson@ThompsonAttorney.com)  
Attorney for William R. Kelley

Date:12/28/2017

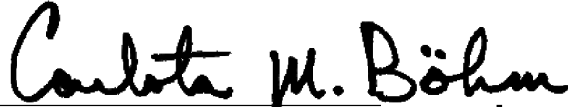
/s/ Mary K. Kennedy  
Mary K. Kennedy, Esquire  
PA ID# 77149  
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1310 Industrial Blvd, Ste 101  
Southampton, PA 18966  
215-942-9690  
[mary@javardianlaw.com](mailto:mary@javardianlaw.com)  
Attorney for Ditech Financial LLC

Date: 12/28/2017

/s/ Owen Katz  
Owen Katz, Esquire  
PA ID# 36473  
Suite 3250, USX Tower  
600 Grant Street  
Pittsburgh, PA 15219  
412-471-5566  
[okatz@chapter13trusteedpa.com](mailto:okatz@chapter13trusteedpa.com)  
Chapter 13 Trustee

Date: 12/23/2017

On this 2<sup>nd</sup> day of January, 2018, ~~2017~~, approved by the Court.

  
United States Bankruptcy Judge **dms**  
Carlota M. Boehm

FILED  
1/2/18 3:02 pm  
CLERK  
U.S. BANKRUPTCY  
COURT - WDPa

## Imaged Certificate of Notice Page 4 of 4

United States Bankruptcy Court  
Western District of PennsylvaniaIn re:  
William R. Kelley  
DebtorCase No. 13-21362-CMB  
Chapter 13**CERTIFICATE OF NOTICE**

District/off: 0315-2

User: dsaw  
Form ID: pdf900Page 1 of 1  
Total Noticed: 1

Date Rcvd: Jan 02, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 04, 2018.

db +William R. Kelley, 1028 Broadway Blvd., Pitcairn, PA 15140-1603

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.****Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jan 04, 2018

Signature: /s/Joseph Speetjens**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 2, 2018 at the address(es) listed below:

Andrew F Gornall on behalf of Creditor Wilmington Savings Fund Society, FSB, Et Al...  
agornall@goldbecklaw.com, bkgroup@goldbecklaw.com; bkgroup@kmlawgroup.com

Andrew F Gornall on behalf of Creditor Beneficial Consumer Discount Company  
agornall@goldbecklaw.com, bkgroup@goldbecklaw.com; bkgroup@kmlawgroup.com

Brian C. Thompson on behalf of Debtor William R. Kelley bthompson@ThompsonAttorney.com,  
blemon@thompsonattorney.com; LMichaels@thompsonattorney.com; jwrzosek@thompsonattorney.com; ryandrli  
c@thompsonattorney.com; bthompson@ecf.courtdrive.com; jgorze@thompsonattorney.com

Celine P. DerKrikorian on behalf of Creditor HSBC Mortgage Services, Inc. ecfmail@mwc-law.com

Celine P. DerKrikorian on behalf of Creditor Beneficial Consumer Discount Company  
ecfmail@mwc-law.com

Celine P. DerKrikorian on behalf of Creditor Beneficial Consumer Discount, Co.  
ecfmail@mwc-law.com

Hilary B. Bonial on behalf of Creditor HSBC Finance Corporation hbonial@bonialpc.com

James Warmbrodt on behalf of Creditor Wilmington Savings Fund Society, FSB, Et Al...  
bkgroup@kmlawgroup.com

Jeffrey R. Hunt on behalf of Creditor Borough of Pitcairn jhunt@grblaw.com,  
cnoroski@grblaw.com

Jeffrey R. Hunt on behalf of Creditor Allegheny County jhunt@grblaw.com, cnoroski@grblaw.com

Kevin T. McQuail on behalf of Creditor HSBC Mortgage Corp. ecfmail@mwc-law.com

Kevin T. McQuail on behalf of Creditor Beneficial Consumer Discount, Co. ecfmail@mwc-law.com

Marisa Myers Cohen on behalf of Creditor Beneficial Consumer Discount Company  
mcohen@mwc-law.com

Mary F. Kennedy on behalf of Creditor GREEN TREE SERVICING LLC mary@javardianlaw.com,  
tami@javardianlaw.com

Mary F. Kennedy on behalf of Creditor DITECH FINANCIAL LLC mary@javardianlaw.com,  
tami@javardianlaw.com

Office of the United States Trustee ustpreregion03.pi.ecf@usdoj.gov

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ckutch@ecf.courtdrive.com; acarr@bernsteinlaw.com

Ronda J. Winnecour cmecf@chapter13trusteedpa.com

S. James Wallace on behalf of Creditor Peoples Natural Gas Company LLC sjw@sjwpgh.com,  
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S. James Wallace on behalf of Creditor Equitable Gas Bankruptcy Department sjw@sjwpgh.com,  
Equitablebankruptcy@peoples-gas.com; srk@sjwpgh.com

TOTAL: 20